

Council Chambers-City Council  
City Hall - City of Lodi  
Monday, April 13th., 1931

Pursuant to adjournment taken from the regular meeting of April 6th., 1931, the City Council of the City of Lodi met in adjourned regular session at 8.10 o'clock P.M. on the date first above written. Councilmen Keagle, Roach, Weihe and Spooner present, Councilman Steele absent.

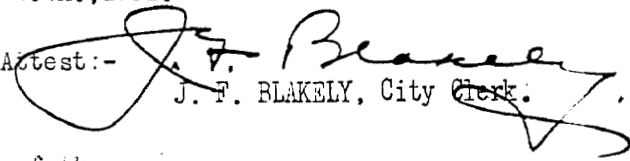
On motion of Councilman Weihe, Keagle second, Resolution of Intention previously introduced on April 6th as Resolution of Intention No. 72 was finally passed, adopted and ordered printed and posted as the Board of Supervisors of San Joaquin County had granted the City Council jurisdiction in the matter of the improvement of Cherokee Lane by the passage of their resolution of even date. Passed by the votes of Councilmen Weihe, Roach, Keagle and Spooner, Councilman Steele absent.

The Clerk reported that Trustees for Ralph M. Thomas, Bankrupt, had offered an only dividend of \$1.85 in settlement of the City's claim for \$8.93 for water and light furnished. On motion, he was directed to accept the settlement.

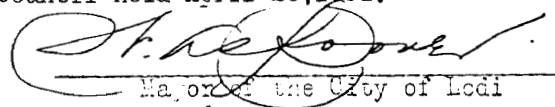
The City Clerk was directed to draw up an agreement with D.B. Doepke wherein Doepke agreed to purchase water for two years from the City's sewage disposal plant at an annual charge of sixty dollars, the City to construct a concrete pipe line to the western line of Doepke's land ~~at a distance of six feet~~. This agreement to run for two years only and Mr Doepke to grant an easement for a concrete pipe line east and west thru his property so that the City might have access to lands on the east.

On motion of Councilman Weihe, the City Council adjourned to and until the day and hour of its next regular meeting to be held Monday, April 20th., 1931.

Attest:-

  
J. F. BLAKELY, City Clerk.

The foregoing minutes of the regular meeting of the City Council held April 6th and of the adjourned meeting of April 13th were read and approved without correction at a regular meeting of the City Council held April 20, 1931.

  
Mayor of the City of Lodi

April 20, 1931.

Council Chambers-City Council  
City Hall - City of Lodi  
Monday, April 20, 1931.

This regular meeting of the City Council of the City of Lodi was called to order by the Mayor at 8:05 o'clock P.M. on the date first above written, Councilmen Keagle, Roach, Steele, Weihe and Spooner present; none absent.

The minutes of the regular meeting of April 6 and the adjourned regular meeting of April 13 were read, approved as read and so endorsed by the Mayor.

The order of special hearings was ~~passed~~ <sup>passed</sup> and the City Council proceeded to hear communications and reports. *W.F.B.*

On motion of Councilman Steele, Weihe seconded, the Mayor was authorized to execute an agreement with D. B. Doepke for the purchase of ~~surplus~~ waters for sewage disposal plant.

Reports of the City Clerk and City Treasurer for the quarter ended March 31 were received, read and ordered filed.

Mr. J. R. Worden addressed the Council in application for the extension of water and sewer services to his residence on South Stockton Avenue. The matter was referred to J. A. Henning for investigation and report.

On motion of Councilman Weihe, Roach seconded, W. G. Hurre was authorized to purchase a key making machine for the Municipal Baths at a cost of \$20.00.

On motion of Councilman Steele, Weihe seconded, the Clerk was directed to pay the city dues in the PUBLICLY OWNED GAS AND ELECTRIC ASSOCIATIONS. The Clerk was also authorized to purchase a typewriter for use in the Police Department.

Three building permits for structures to cost \$2,100.00 were granted.

Councilman Weihe addressed the City Council regarding the use of the City Ball Park by certain persons who paid no fees.

Councilman Steele introduced Resolution No. 634, resolution fixing the salary of the City Attorney and the same was thereupon adopted by the following votes:

AYES: Councilman, Steele, Weihe, Keagle, Roach and Spooner.

NOTES: Councilmen, None. - ABSENT: Councilmen, None.

Resolution No. 634

RESOLUTION FIXING SALARY OF CITY ATTORNEY.

BE IT RESOLVED that from and after the first day of May A. D., 1931, that the salary paid by the City of Lodi to the City Attorney, be, and it is hereby fixed at the sum of \$100.00 per month; said sum to be in full payment for the customary and usual services of the City Attorney; and further be it,

RESOLVED, that said City Attorney be paid the reasonable value of his services in all litigious matters wherein the City is a party, taking into consideration that in the litigation with the East Bay Company, the City Attorney has already received for his services in connection therewith, approximately the sum of \$4,500.00, and further that the major part of his personal expenses incurred incidental thereto have been paid by him.

Dated this 20th day of April, A. D., 1931.

G. M. STEELE  
Councilman

J. A. Henning reported that inasmuch as the Council was making a charge for water delivered to D. B. Doepke it would be just to make a similar charge to Wm. Baker, and the Clerk was instructed to so notify Mr. Baker.

On motion of Councilman Steele, Weihe seconded, the City Council adjourned to and until 8:00 o'clock P.M. of Wednesday, April 29, 1931.

Attest:-

*J. F. Blakely*  
J. F. BLAKELY, City Clerk.

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Council Chambers-City Council  
City Hall - City of Lodi  
Wednesday, April 29, 1931.

Pursuant to the adjournment taken for the regular meeting of April 20, the City Council of the City of Lodi met in an adjourned regular session at 8:10 o'clock P.M. on the date first above written.

This being the date set by Resolution of Intention No. 72 and in notices duly posted for the reception of protests against the work contemplated under said resolution, the Clerk reported several protests had been received prior to the hour of 8:00 o'clock. The purported protest of Louis Schafer was not considered ~~as~~ being filed. The protests of C. H. Allen and D. M. Dyer likewise, a petition of protest filed by I. G. Kreiger and others were read and given consideration. After consideration of the above protests, the City Council adopted its Resolution No. 635, "Resolution Over-ruling Protests", by the following votes:

AYES: Councilmen Steele, Keagle, Roach, Weihe, and  
Spooner (Mayor)  
NOES: Councilmen, None. ABSENT: Councilmen, None.

#### Resolution No. 635

#### RESOLUTION OVERRULING PROTESTS

WHEREAS, the City Council of the City of Lodi, did on the 13th day of April 1931, pass its Resolution of Intention No. 72 to order certain work to be done and improvement to be made, to-wit:

THAT Cherokee Lane from a line drawn from the southwestern corner of the intersection of Lockeford Street and Cherokee Lane to the Southeastern corner of the intersection of Cherokee Lane and Lockeford Road, as said Lockeford Street and Lockeford Road are shown on that certain filed map entitled "Map of Lawrence Homestead Addition," etc., filed April 5th, 1929, in Volume 10 of Maps, at page 5, of Official Records of the County of San Joaquin, State of California, Southerly to a line drawn at right angles to the westerly line of Cherokee Lane at the intersection thereof with the northerly line of Vine Street as said Cherokee Lane and Vine Street are shown on that certain filed map entitled "Lodi Barnhart Tract, etc.," filed November 5th, 1906, in Volume 3 of Maps, at page 48, of Official Records of the County of San Joaquin, State of California, including its intersections with all intersecting Public highways, be graded in the manner and locations

shown on the plans, and specifications, therefore, hereinafter referred to and to the grades and subgrade elevations hereinafter defined and shown on the said plans and specifications:

That Portland cement concrete pavement be constructed upon the roadway of said street in the widths, the thicknesses and cross section in the manner and in the particular locations as all are more fully shown on the said plans and specifications:

That Portland cement concrete integral curbing be constructed on both sides of said street including all return corners and terminations in the manner, to the grades, of the dimensions and in the particular locations as all are more fully shown on the said plans and specifications:

That concrete pipe sewers be constructed in said street in the manner of the dimensions, to the grades and in the particular locations as all are more fully shown upon the plans and specifications hereinafter referred to:

All of the aforesaid work and improvement to be done to dimensions and sizes, and in the manner, place and location as shown on plans, specifications, detail drawings, profiles and typical cross sections for said work and improvement, as prepared by the City Engineer, and adopted as the plans and specifications for said work and improvement by "Resolution Adopting Plans and Specifications and accepting estimates of Cost No. 633" passed by the City Council of the City of Lodi on the 6th day of April, 1931, which said plans, specifications, detail drawings, profiles and typical cross sections are now on file in the office of the City Clerk of said City of Lodi and are hereby referred to for a more particular description of the work to be done under this Resolution of Intention, and are made a part hereof.

Excepting from all the herein described work all of said work that has already been done to the lines and grades as shown on the plans and profiles, and in accordance with said plans and specifications, and "excepting from all of the above described work such portion as is required by law to be kept in order or repair by any person or company having railroad tracks thereon," and

Said work and improvement shall be done to grades as shown on said plans, specifications, detail drawings, profiles and typical cross sections, to all of which reference is hereby expressly made for a description of the grades to which all of the work and improvement under this resolution shall be done, which said grades are hereby adopted and established as the official grades therefore;

THAT except as otherwise hereinafter provided for the issuance of serial bonds all of the herein proposed work or improvement shall be done and made in pursuance of the provisions of an Act of Legislature of the State of California, designated "BOUNDARY LINE ACT OF 1911," and entitled "An act to provide for the establishment and change of grade of public highways, streets, public ways and other public property and rights of way, in whole or in part, including property over which possession and right of use have been obtained under the provisions of section 14 of Article one of the Constitution of the State of California, whether the same are situated within the limits of a municipality or whether such public ways or property are in part within the limits of one or more municipalities, or extend from one municipality into another municipality, or from one or more municipalities into or through unincorporated territory, or in whole or in part from the boundary between adjoining municipalities or between a municipality and adjacent unincorporated territory; and providing for work in and upon the same together with any and all appurtenances and appurtenant work; and providing for assessing the whole or

any portion of the costs and expenses thereof upon private property and for the issuance and payment of improvement bonds to represent certain assessments for the costs thereof, and providing for the effect of and the enforcement of such bonds." Approved April 21, 1911, as amended 1913, and as amended 1923, and as amended 1927, and as amended by Title and otherwise 1929.

AND WHEREAS, certain owners of property liable to be assessed for said work made written protests or objections in writing and delivered the same to the clerk not later than the hour set for hearing such objections.

AND WHEREAS, at the time set for hearing protests or objections said City Council proceeded to hear the same, and all of said protests or objections having been heard and duly considered, and said City Council being required to pass upon the same, it is hereby

RESOLVED, by the City Council of the City of Lodi that all of the said protests and objections against said proposed work or improvement be, and the same are hereby over-ruled and denied.

IT IS FURTHER HEREBY RESOLVED, by said City Council that it appearing to it, it accordingly hereby finds, that said owners so making protests against said work proposed to be ordered as aforesaid are less than one-half of the owners of property to be assessed for the proposed work.

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Resolution No. 636 "Resolution Ordering the Work" was introduced by Councilman Weihe, Roach seconded, passed and adopted by the following votes:

AYES: Councilmen, Weihe, Roach, Steele, Keagle and Spooner (Mayor)

NOES: Councilmen, None. ABSENT: Councilmen, None.

#### Resolution No. 636

#### RESOLUTION ORDERING THE WORK

RESOLVED, that whereas the City Council of the City of Lodi, did on the 13th day of April, 1931, pass its Resolution of Intention No. 72 to order the hereinafter described work to be done and improvement to be made bordering on said City, which Resolution of Intention was duly and legally published as required by law, as appears from the affidavit of Claire E. Percival now on file in the office of the City Clerk of said City and whereas, notices of the passage of said Resolution of Intention No. 72 headed "NOTICE OF STREET WORK" were duly and legally posted along the line of said contemplated work and improvement and in front of all the property liable to be assessed therefor, and on and along all the open streets and alleys within the assessment district described in said Resolution of Intention, in time, form, manner and number as required by law, after the passage of said Resolution of Intention, as appears from the affidavit of B. C. Dougherty, the Street Superintendent of said City, who personally posted the same, and who, upon the completion of the posting of said notices, filed said affidavit in the office of the City Clerk, making oath that he completed the posting of said notices on the 16th day of April, 1931; and whereas, all protests or objections presented have been disposed of, in the time, form and manner as required by law, and said City Council having now acquired jurisdiction to order the proposed improvement, it is hereby

RESOLVED, that the public interest and convenience require the work herein described and the City Council of the City of Lodi hereby orders the following work to be done and improvement to be made bordering on said City, to-wit:

THAT Cherokee Lane from a line drawn from the southwestern corner of the intersection of Lockeford Street and Cherokee Lane to the southeastern corner of the intersection of Cherokee Lane and Lockeford Road, as said Lockeford Street and Lockeford Road are shown on that certain filed map entitled "Map of Lawrence Homestead Addition," etc., filed April 5th, 1929, in Volume 10 of Maps, at page 5, of Official Records of the County of San Joaquin, State of California, southerly to a line drawn at right angles to the westerly line of Cherokee Lane at the Intersection thereof with the northerly line of Vine Street as said Cherokee Lane and Vine Street are shown on that certain filed map entitled "Lodi Barnhart Tract, etc.," filed November 5th, 1906, in Volume 3 of Maps, at page 48, or Official Records of the County of San Joaquin, State of California, including its intersections with all intersecting Public highways, be graded in the manner and locations shown on the plans, and specifications, therefor, hereinafter referred to and to the grades and sub-grade elevations hereinafter defined and shown on the said plans and specifications:

That Portland cement concrete pavement be constructed upon the roadway of said street in the widths, the thicknesses and cross section in the manner and in the particular locations as all are more fully shown on the said plans and specifications:

That Portland cement concrete integral curbing be constructed on both sides of said street including all return corners and terminations in the manner, to the grades, of the dimensions and in the particular locations as all are more fully shown on the said plans and specifications:

That concrete pipe sewers be constructed in said street in the manner of the dimensions, to the grades and in the particular locations as all are more fully shown upon the plans and specifications hereinafter referred to:

All of the aforesaid work and improvement to be done to dimensions and sizes, and in the manner, place and location as shown on plans, specifications, detail drawings, profiles and typical cross sections for said work and improvement, as prepared by the City Engineer, and adopted as the plans and specifications for said work and improvement by "Resolution Adopting Plans and Specifications and accepting estimates of Cost No. 633" passed by the City Council of the City of Lodi on the 6th day of April, 1931, which said plans, specifications, detail drawings, profiles and typical cross sections are now on file in the office of the City Clerk of said City of Lodi and are hereby referred to for a more particular description of the work to be done under this Resolution of Intention, and are made a part hereof.

Excepting from all the herein described work all of said work that has already been done to the lines and grades as shown on the plans and profiles, and in accordance with said plans and specifications, and "excepting from all of the above described work such portion as is required by law to be kept in order or repair by any person or company having railroad tracks thereon," and

Said work and improvement shall be done to grades as shown on said plans, specifications, detail drawings, profiles and typical cross sections, to all of which reference is hereby expressly made for a description of the grades to which all of the work and improvement under this resolution shall be done, which said grades are hereby adopted and established as the official grades therefor;

THAT except as otherwise hereinafter provided for the issuance of serial bonds all of the herein proposed work or improvement shall be done and made in pursuance of the provisions of an Act of Legislature of the State of California, designated "BOUNDARY LINE ACT OF 1911", and entitled "An act to provide for the establishment and change of grade of public highways, streets, public ways and other public property and

rights of way, in whole or in part, including property over which possession and right of use have been obtained under the provisions of section 14 of Article one of the Constitution of the State of California, whether the same are situated within the limits of a municipality or whether such public ways or property are in part within the limits of one or more municipalities, or extend from one municipality into another municipality, or from one or more municipalities into or through unincorporated territory, or in whole or in part form the boundary between adjoining municipalities or between a municipality and adjacent unincorporated territory; and providing for work in and upon the same together with any and all appurtenances and appurtenant work; and providing for assessing the whole or any portion of the costs and expenses thereof upon private property and for the issuance and payment of improvement bonds to represent certain assessments for the costs thereof, and providing for the effect of and the enforcement of such bonds." Approved April 21, 1911, as amended 1913, and as amended 1923, and as amended 1927, and as amended by Title and otherwise 1929.

The City Clerk of said City, is hereby directed to post a notice of said work, together with the plans and specifications therefor, conspicuously for five days on or near the council chamber door of said City, inviting sealed proposals or bids for doing the work ordered. He is also directed to publish twice a notice inviting such proposals, and referring to the specifications posted or on file, in the "LODI SENTINEL", a tri-weekly newspaper published and circulated in said City and hereby designated for that purpose.


All proposals or bids shall be accompanied by a check payable to the Mayor of the City of Lodi certified by a responsible bank for an amount which shall not be less than ten per cent of the aggregate of the proposal, or by a bond for the said amount and so payable, signed by the bidder and two sureties, who shall justify, before any officer competent to administer an oath, in double the said amount, and over and above all statutory exemptions.

Said sealed proposals or bids shall be delivered to the clerk of the City Council of said City on or before 8 o'clock P.M. of the 11th day of May, 1931. Bids will be opened on said day and hour.

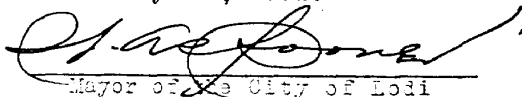
At the suggestion of the City Engineer, J. A. Henning, Superintendent of Public Utilities, was instructed to place 11 - 8 inch sewer crossings under the 20 foot strip in the center of Cherokee Lane that is to be paved under the present State contract; it being contemplated that the City would be reimbursed for this expense when the City's contract had been completed. This was done on motion of Councilman Weihe, Roach seconded.

At the order of the Mayor, the Council adjourned to and until the date and hour of its next regular meeting.

Attest:-

  
J. F. BLAKELY, City Clerk.

The foregoing minutes of the regular meeting of the City Council held April 20th and of the adjourned meeting of April 23th were read and approved without correction at a regular meeting of the City Council held May 4th, 1931.

  
Mayor of the City of Lodi

May 4th, 1931.